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(FRI)SEP 8 2006 10:02/ST. 10:02/NO. 6310677438 P 1

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PATENT AND TRADEMARK AGENTS

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Our File: **84215-302 ADB**

FACSIMILE COVER LETTER

PLEASE DELIVER THE FOLLOWING PAGES TO:

NAME: Commissioner of Patents – **JEFFREY L. GELLNER**
FACSIMILE NUMBER: **1-571-273-8300**
FROM: **Adrian D. Battison**
TOTAL NUMBER OF PAGES INCLUDING THIS COVER LETTER: **14**
DATE: **SEPTEMBER 8, 2006**
TELEPHONE: **(204) 947-1429** **FACSIMILE:** **(204) 942-5723**
OPERATOR: **LYNN LEATHERDALE**

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RE: United States Patent Application no: 10/616,297
 David Brault et al
 LIGHTING SYSTEM FOR GREENHOUSE
 EXAMINER –Jeffrey L. Gellner GROUP 3643

Response to Notice of Non-Compliant Amendment dated August 29/2006, request to withdraw response/amendment filed March 13/2006 and a fresh response/amendment to the Notice of Action dated July 19, 2005.

IF ALL PAGES ARE NOT RECEIVED OR ANY ARE NOT LEGIBLE. PLEASE CALL AS SOON AS POSSIBLE.

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EXAMINER: Jeffrey L. Gellner
GROUP: 3643
APPLICANT: David Brault et al
SERIAL NO: 10/616,297
FILED: July 10, 2003
FOR: LIGHTING SYSTEM FOR GREENHOUSE

U.S. Patent and Trademark Office
Customer Service Window Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314
U.S.A.

Dear Sir:

Responsive to the Notice of Non-Compliant Amendment dated August 29, 2006, Applicant hereby withdraws the Non-Compliant Amendment dated March 13th 2006 and herewith submits a fresh Amendment attached hereto.

In that fresh amendment new Claims 24 to 29 are no longer presented and in the fresh amendment original Claims 1 to 10 have been amended.

Claim 1 includes all of the same elements of the greenhouse which were previously included and further elements have been added so as to more clearly distinguish from the prior art as explained in the amendment. Claim 1 remains directed to the same invention as elected in the Response filed 15th November 2004. This must be so since features have been added to Claim 1 and NONE have been SUBTRACTED.

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Amended Claim 1 is directed to the same invention as original
Claim 1 and does NOT therefore present a new invention which is independent
and distinct from the invention of Claim 1 previously presented.

Respectfully submitted

DAVID BRAVIT ET AL

PER:

Adrian D. Battison
Registration No: 31,726

ADB/II

September 8, 2006

Enc.(1)

Adrian D. Battison

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the United States
Patent and Trademark Office, Fax No. (571) 273-8300, on September 8, 2006

LYNN LEATHERDALE

Lynn Leatherdale

FROM

(FRI) SEP 8 2006 10:03/ST. 10:02/NO. 6310677438 P 4

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EXAMINER: Jeffrey L. Gellner
GROUP: 3643
APPLICANT: David Brault et al
SERIAL NO: 10/616,297
FILED: July 10, 2003
FOR: LIGHTING SYSTEM FOR GREENHOUSE

U.S. Patent and Trademark Office
Customer Service Window Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314
U.S.A.

Dear Sir:

Responsive to the Notice of Action dated July 19, 2005.

In the Claims:

Claims 1 to 10 are of record in the case.

Claims 1 to 10 stand rejected.